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FOR THE DISTRICT OF MONTANA BILLINGS DIVISION

JAY LYTLE, a/k/a JAY ROBERT FITZPATRICK,

CV 08-57-BLG-RFC

Plaintiff.

STIPULATION OF DISMISSAL

vs.

UNITED STATES OF AMERICA,

Defendant.

IT IS HEREBY STIPULATED AND AGREED by and between the parties hereto, acting by and through their respective counsel of record, that the claims of Jay Lytle a/k/a Jay Robert Fitzpatrick against the United States may be dismissed with prejudice

as fully compromised and settled on the merits, each party to bear their own costs and expenses.

DATED this ____ day of July, 2009.

HELLAND LAW FIRM, PLLC

Pete L. Helland

WILLIAM W. MERCER United States Attorney

VICTORIA L. FRANCIS Assistant U.S. Attorney Attorney for Defendant